

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Raphel *et al.*

Application number: 09/912,401

Filed: July 26, 2001

For: *SYSTEM, METHOD AND COMPUTER PROGRAM TO  
MAXIMIZE SERVER THROUGHPUT WHILE AVOIDING  
SERVER OVERLOAD BY CONTROLLING THE RATE OF  
ESTABLISHING SERVER-SIDE NETWORK  
CONNECTIONS*

Attorney Docket No.: 2006579-0455 (CTX-171)

Art Unit: 2453

Confirmation No.: 4249

Examiner: Strange, Aaron N

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE**

**ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION**

Dear Madam:

**INTRODUCTORY COMMENTS**

In response to the final Office Action mailed November 24, 2008, and preliminary to further examination in accordance with the Request for Continued Examination filed herewith, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.